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2. THE HONORABLE MARSHA J. PECHMAN
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6. UNITED STATES DISTRICT COURT
7. WESTERN DISTRICT OF WASHINGTON
8. AT SEATTLE

9. PAT'S MARINE ENGINES, INC.,

IN ADMIRALTY

10. Plaintiff,

Case No. C08-1401 MJP

11. v.

12. WHITECAP, Official Number: 1041109, her
13. Engines, Machinery, Appurtenances, etc.,
14. *In Rem*;

ORDER FOR INTERLOCUTORY
SALE OF THE DEFENDANT
VESSEL

15. and

16. BATOUR SEKENDUR,
17. *In Personam*,

18. Defendants.

19. THIS MATTER, having come before the Court upon the motion of Plaintiff Pat's
20. Marine Engines, Inc. ("Pat's Marine") for (1) an order for the interlocutory sale of the
21. defendant vessel, WHITECAP, Official No. 1041109, by the United States Marshal free and
22. clear of all liens and encumbrances, and (2) allowing Pat's Marine to credit bid the amount of
23. money it has spent on *custodia legis* costs.

24. After due consideration, the Court having reviewed the records and files herein and the
25. Declaration of Pat Desjardins, and being otherwise advised in the premises,

26. ORDER FOR INTERLOCUTORY SALE OF THE
DEFENDANT VESSEL - 1
Pat's Marine Engines, Inc. v. Whitecap
Case No. C08-1401 MJP

1. IT IS HEREBY ORDERED that:


2. 1. Plaintiff's Pat Marine's Motion for Interlocutory Sale is GRANTED; and

3. 2. The United States Marshal shall cause the WHITECAP, Official Number
4. 1041109, her engines, machinery, appurtenances, etc., to be sold, free of all liens and
5. encumbrances on a date and time hereafter arranged and agreed to by Plaintiff Pat's Marine,
6. Glenn McCandliss, and the United States Marshal; and

8. 3. At the United States Marshal's sale of the WHITECAP, Pat's Marine is
9. allowed to credit bid the amount of money it has spend in *custodia legis* costs totaling \$5,900.

10. 4. All proceeds from said sale shall be deposited in the registry of the court by the
11. United States Marshal pending final resolution of this matter.

13. DATED this ____7th____ day of _April_, 2009.

15. 
16. Marsha J. Pechman
17. United States District Judge

18. Presented By:
19. HOLMES WEDDLE & BARCOTT, P.C.

20. /s/ William D. De Voe
21. William D. De Voe, WSBA # 17454
22. Attorneys for Plaintiff